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C O N T E N T S.

Legal Department File No. G. Milk / 55 (Gen.Br.)

Sr.No.	R.I./G.No.	Subject	Pages
		Opinions on the Milk.	
1)	G.No. G-40/15-1-56.	Re: Licence for sale of Hot Milk, Bhuleshwar, Thane, and Dadpak. Agreement to be executed by the Licensee.	1-8

Office of the R.L.A.

Question No.1:- It is not possible to prescribe any standard form of affidavit or sale-deed in cases of transfer of licences. Each affidavit or sale deed will have to be drafted to suit each ~~xxxxxxx~~ individual case.

Question No.2:- It is not possible to give general answer. Reference may be made to the Indian Stamp Act to find out whether each document requires to be stamped or not, and if it is required to be stamped then by stamp of what denomination.

Question No.3:- Affidavits are generally made in the Grater Bombay before Presidency Magistrates. But for sale deeds no such attestation is necessary.

Question No.4:- When a legal heir of the deceased applies for the refund of the deposit amount, it would be necessary to ascertain whether he is the legal heir or not as contended by him and whether there are other legal heirs. If there are more than one heir, then refund should not made without taking an indemnity bond.

Question No.5:- It would be always advisable to make an agreement providing for recovering the arrears with the licensee as arrears of land revenue.

A draft agreement incorperating the terms of the licence is appended. Provision has been made in the draft Agreement (clause 16) for recovery of Government dues as arrears of land revenue.

The Agreement will be chargeable with a stamp duty of Rs. 1-8-0 under article 5(c) of the Schedule I, to the Indian Stamp Act.

Question No.6:- Unless the agreement provides for the recovery of Government dues from the licensee as arrear of land revenue, the only course open is to file suits.

Id/- (P.R.L.) 15/1
Remembrancer of Legal Affairs.

U.R. to M.C., No. G - 4Cmd, dated the 15th January 1953.

R.D.P. 31/7/56

S.C.

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